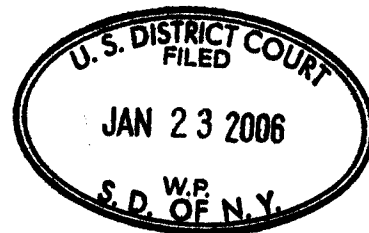


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Attorneys for Plaintiff



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE UNITED STATES OF AMERICA :
for the use of MATHUSEK : Civil Action No. 05 CIV 9097
INCORPORATED, :
 :
Plaintiff, :
 :
v. : REQUEST TO ENTER PARTIAL
 : DEFAULT AS TO SEABOARD SURETY
 : COMPANY AND ST. PAUL FIRE &
 : MARINE INSURANCE COMPANY
J. KOKOLAKIS CONTRACTING, INC., :
SEABOARD SURETY COMPANY AND :
ST. PAUL FIRE & MARINE :
INSURANCE COMPANY, :
 :
 :
Defendants. :
-----X

TO: CLERK OF THE COURT
United States District Court
Southern District of New York
U.S. Courthouse
300 Quarropas Street
White Plains, New York 10601

Please enter the partial default of the Defendants, St. Paul Fire and Marine Insurance Company and Seaboard Surety Company, pursuant to Fed. R. 55(b)(1), for failure to plead or otherwise defend with respect to Plaintiff's Complaint in the above-captioned matter as fully appears from the Court file herein and from the attached Affidavit of Eric R. Perkins, Esq.

NICOLETTE & PERKINS, P.A.
Attorneys for Plaintiff,
The United States of America for the
use of Mathusek Incorporated



ERIC H. PERKINS

DATED: January 20, 2006